



DEPARTMENT OF THE ARMY
JOINT BASE MYER-HENDERSON HALL
204 LEE AVENUE
FORT MYER, VIRGINIA 22211-1199

REPLY TO
ATTENTION OF

Freedom of Information Act Officer

27 August 2012

Mrs Marguerite Morris
23252 Chestnut Oak Court #1017
California, MD 20619

Dear Mrs Morris,

In response to your FOIA request, case number FA-12-0024, a search was conducted and the responsive records, with appropriate redactions for Privacy Act Information under Exemption 6, are provided. Should you have further questions, you may contact me or Mrs Toni Jelks at (703) 696-7096/8516.

A handwritten signature in cursive script that reads "Susan Mitchell".

SUSAN M. MITCHELL
Freedom of Information Act Officer

RECORD OF PROCEEDINGS UNDER ARTICLE 15, UCMJ

For use of this form, see AR 27-10, Chapter 3; the proponent agency is OTJAG-CL.

NAME & RANK	SSN	UNIT & LOCATION	MONTHLY BASE PAY
		B Co, 1st BN, 3d US INF (TOG), Fort Myer, VA 22211	

1. I am considering whether you should be punished under Article 15, UCMJ, for the following misconduct: In that you, did, at or near Fort Myer, VA, between on or about 28 March 2011 and on or about 16 May 2011, violate a lawful general regulation, to wit: Department of Defense Financial Management Regulation, volume 9, chapter 3, dated March 2005, by wrongfully misusing a government travel card. This is in violation of Article 92, UCMJ.

2. You are not required to make any statements, but if you do, they may be used against you in this proceeding or at a trial by court-martial. You have several rights under this Article 15 proceeding. First I want you to understand I have not yet made a decision whether or not you will be punished. I will not impose any punishment unless I am convinced beyond a reasonable doubt that you committed the offense(s). You may ordinarily have an open hearing before me. You may request a person to speak on your behalf. You may present witnesses or other evidence to show why you shouldn't be punished at all (*matters of defense*) or why punishment should be very light (*matters of extenuation and mitigation*). I will consider everything you present before deciding whether I will impose punishment or the type and amount of punishment I will impose. If you do not want me to dispose of this report of misconduct under Article 15, you have the right to demand trial by court-martial instead. In deciding what you want to do you have the right to consult with legal counsel located at USA Trial Defense Service. You now have 48 hours to decide what you want to do.

DATE	NAME, RANK, AND ORGANIZATION OF COMMANDER	SIGNATURE
25 May 2011	HQ, 1st BN, 3d US INF (TOG)	

3. Having been afforded the opportunity to consult with counsel and understanding my rights listed above and on page three of this form, my decisions are as follows: (*Initial appropriate blocks, date, and sign*)

- a. I demand trial by court-martial.
- b. I do not demand trial by court-martial and in the Article 15 proceedings:
- (1) I request the hearing be Open. Closed.
 - (2) A person to speak in my behalf Is Is not requested.
 - (3) Matters in defense, extenuation, and/or mitigation:
 - Are not presented. Are attached. Will be presented in person.

DATE	NAME AND RANK OF SERVICE MEMBER	SIGNATURE
7 JUNE 2011		

4a. In a(n) Open Closed hearing, having considered all matters presented, I hereby make the following findings:

Guilty of All Specifications. Guilty of Some Specifications (line out Not Guilty Specifications). Not Guilty of All Specifications (line out all Specifications and sign below).

Based on my findings, I impose the punishments that are officially recorded in Item 6 of this form.

4b. I direct that this DA Form 2627 be filed in the:

Performance section of the OMPF. Restricted section of the OMPF. NA as Soldier was an E-4 or below at start of proceedings.

4c. You are advised of your right to appeal to the next superior authority: (Cdr, HQ, 3d US INF (TOG)) within five (5) calendar days. An appeal made after that time may be rejected as untimely. Punishment is effective immediately unless otherwise stated in Item 6.

DATE	NAME, RANK, AND ORGANIZATION OF COMMANDER	SIGNATURE
07 JUN 2011	HQ, 1st BN, 3d US INF (TOG)	

5. (*Initial appropriate block, date, and sign*)

- I do not appeal. I appeal but do not submit additional matters. I appeal and submit additional matters.

DATE	NAME OF SERVICE MEMBER	SIGNATURE
7 JUNE 2011		

NAME & RANK	SSN	UNIT & LOCATION B Co, 1st BN, 3d US INF (TOG), Fort Myer, VA 22211
6. The following punishment is imposed: Reduction to Private First Class (E3); forfeiture of \$545.00 pay per month for 2 months; extra duty for 45 Days; restriction to the limits of Joint Base Myer-Henderson Hall and Residence for 45 Days.		
7. I have considered the appeal and it is my opinion that :		
DATE	NAME, RANK, AND ORGANIZATION OF REVIEWING JUDGE ADVOCATE	SIGNATURE
8. After consideration of all matters presented in the appeal, the appeal is: <input type="checkbox"/> Denied. <input type="checkbox"/> Granted as follows:		
DATE	NAME, RANK, AND ORGANIZATION OF COMMANDER	SIGNATURE
9. I have seen the action taken on my appeal.		
DATE	NAME OF SERVICE MEMBER	SIGNATURE
10. ALLIED DOCUMENTS AND/OR COMMENTS : B/M "Paragraph 3-18(f)(1), AR 27-10 complied with." DA Form 4856- 19May2011 Cardholder Statement Flag ERB		

ARTICLE 15 RIGHTS, MAXIMUM PUNISHMENTS, AND FILING

Article 15, UCMJ, is a federal law that permits commanding officers to conduct non-judicial proceedings for minor offenses. A Soldier may refuse Article 15 proceedings and demand trial by court-martial, unless attached to or embarked on a vessel. A Commander may find a Soldier guilty of an offense at an Article 15 proceeding only after being convinced beyond a reasonable doubt that the Soldier is guilty.

SOLDIERS HAVE THE FOLLOWING RIGHTS AT AN ARTICLE 15 PROCEEDING:

- a. To refuse Article 15 proceedings and demand trial by court-martial. If the Soldier is attached to or embarked on a vessel, he or she is not permitted to refuse Article 15 proceedings. If a Soldier demands trial by court-martial, the trial could be a Summary, Special, or General Court-Martial. A Soldier may object to trial by Summary Court-Martial. At a Special or General Court-Martial, a Soldier is entitled to be represented by qualified military defense counsel, or by civilian counsel at no expense to the government.
- b. To request an open or closed hearing.
- c. To request a person to speak on his or her behalf.
- d. To invoke his or her rights under Article 31(b), UCMJ, to remain silent and to not make any statement regarding the offense(s) for which the Article 15 hearing is held. If the Soldier makes a statement, that statement may be used as evidence in a later trial by court-martial.
- e. To present matters in defense, extenuation, or mitigation.
- f. To discuss the Article 15 and its proceedings with an attorney in private before making these elections.
- g. To appeal the findings and punishment to the next superior authority.

MAXIMUM PUNISHMENTS UNDER A FORMAL ARTICLE 15 FOR ENLISTED SOLDIERS IF IMPOSED BY:

A Company Grade Officer: An oral or written reprimand, restriction for 14 days, extra duty for 14 days, correctional custody for 7 days (if the Soldier is in the grade of E-3 or below and if a correctional custody facility is available), reduction of one grade (if the Soldier is in the grade of E-4 or below), and forfeiture of 7 days' pay. The amount of the forfeiture is computed at the reduced grade, even if suspended, if reduction is part of the punishment imposed.

A Field Grade or General Officer: An oral or written reprimand, restriction for 60 days, extra duty for 45 days, correctional custody for 30 days (if the Soldier is in the grade of E-3 or below and if a correctional custody facility is available), reduction of one or more grades (if the Soldier is in the grade of E-4 or below), reduction of one grade if the Soldier is in the grade of E-5 or E-6, and forfeiture of ½ of one month's pay for two months. The amount of the forfeiture is computed at the reduced grade, even if suspended, if reduction is part of the punishment imposed. When restriction is combined with extra duty, the maximum period of restriction is 45 days.

MAXIMUM PUNISHMENTS UNDER ARTICLE 15 FOR COMMISSIONED & WARRANT OFFICERS IF IMPOSED BY:

A Company Grade Officer or Field Grade Officer: A written reprimand and restriction for 30 days. *Note: The authority of company and field grade officers to impose Article 15 punishment on fellow officers is typically withheld by the General Court-Martial Convening Authority (GCMCA). Check with the command's Staff Judge Advocate before attempting to take action.*

A General Officer or GCMCA: A written reprimand, arrest in quarters for 30 days, restriction for 60 days, and forfeiture of ½ of one month's pay for two months.

THE FILING OF ARTICLE 15 FORMS & REVIEW BY DA CAREER MANAGERS AND SELECTION BOARDS:

If a Commander finds a Soldier in the rank of Sergeant (E-5) or above guilty of one or more offenses at an Article 15 proceeding and imposes punishment, the Commander must file the Article 15 form in either the Soldier's Official Military Personnel File (OMPF) performance or restricted fiche. MOS/specialty career managers and DA Selection Boards routinely use the OMPF performance fiche. The OMPF restricted fiche is not given to MOS/specialty career managers or DA selection boards without the approval of the Commander, HRC or selection board proponent. If the soldier is in the grade of E-4 or below at the start of an Article 15 proceeding and punishment is imposed, the form will be maintained locally and no filing in the OMPF, either in the performance or the restricted fiche, is authorized. AR 27-10, Chapter 3 provides detailed rules governing requests to transfer an Article 15 from a Soldier's performance fiche to his or her restricted fiche.

THE NEED TO IMPROVE STANDARDS OF PERFORMANCE AND CONDUCT: Soldiers found guilty at an Article 15 proceeding are considered to be on notice that they must improve their conduct and performance. An Article 15 may form the basis, either in whole or in part, for an administrative separation action that results in a less than honorable discharge. Soldiers are strongly encouraged to exhibit the behavior necessary to receive an Honorable Discharge. If not, one or more of the following situations may occur:

- a. The Soldier may be separated with a General Discharge under Honorable Conditions or with an Other Than Honorable Discharge.
- b. A Soldier separated with less than an honorable discharge may be barred from ever enlisting again, may encounter problems securing civilian employment, and may forfeit the many benefits generally associated with an Honorable Discharge.
- c. The Soldier should be aware that the likelihood of upgrading a less than honorable discharge, while possible, is unlikely.

Cardholder Statement

Cardholder: TRAVEL - Individually Billed
 Product Type: TRAVEL - Individually Billed
 Default MAC:
 Account Number:
 Statement Period: 05/12/2011 - 06/10/2011
 Statement Status: Interim
 Tax Total: \$ 0.47
 Statement Total: \$ 140.85

post date: 05/12/2011
 tran date: 05/11/2011
 last alloc date:
 time:
 merchant: 7-ELEVEN
 amount: \$ 13.20
 status:
 t:
 bill acct: xxxxxx000000640
 ref num: 24299101131011298706156
 tran code: 1001
 tax amt: \$ 0.00
 TDI:
 note:
 merch addr: ALEXANDRIA, VIRGINIA 223090000 US
 MCC: 5541
 MCC description: SERVICE STATIONS (W/WITHOUT SERVICES)
 supplied by: N/A
 orig amt: \$ 13.20
 settlement: \$ 13.20
 conv rate: 0
 conv date: N/A

line item: GENERAL TRANSACTION
 item detail description:
 discount: \$ 0.00
 total tax: \$ 0.00
 total vat: \$ 0.00
 total: \$ 13.20
 allocation description:
 allocation detail description:
 total allocation: \$ 13.20

post date: 05/16/2011
 tran date: 05/12/2011
 last alloc date:
 time:
 merchant: MCDONALD'S M5037 OF VA
 amount: \$ 2.18
 status:
 t:
 bill acct: xxxxxx000000640
 ref num: 24427331133710028864591
 tran code: 1001
 tax amt: \$ 0.00
 TDI: 07637975037VP1Y700
 note: 0134229
 merch addr: ARLINGTON, VIRGINIA 222040000 US
 MCC: 5814
 MCC description: QUICK PAYMENT - FAST FOOD RESTAURANTS
 supplied by: N/A
 orig amt: \$ 2.18
 settlement: \$ 2.18
 conv rate: 0
 conv date: N/A

line item: GENERAL TRANSACTION
 item detail description:
 discount: \$ 0.00
 total tax: \$ 0.00
 total vat: \$ 0.00
 total: \$ 2.18
 allocation description:
 allocation detail description:
 total allocation: \$ 2.18

post date: 05/16/2011
 tran date: 05/13/2011
 last alloc date:
 time:
 merchant: PARKWAY EXPRESS
 amount: \$ 9.89
 status:
 t:
 bill acct: xxxxxx000000640
 ref num: 24129421134100005694378
 tran code: 1001
 tax amt: \$ 0.47
 TDI: 09490450001VPRYC00
 note: 0007362
 merch addr: NEWINGTON, VIRGINIA 221220000 US
 MCC: 5541
 MCC description: SERVICE STATIONS (W/WITHOUT SERVICES)
 supplied by: Merchant
 orig amt: \$ 9.89
 settlement: \$ 9.89
 conv rate: 0
 conv date: N/A

line item: GENERAL TRANSACTION
 item detail description:
 discount: \$ 0.00
 total tax: \$ 0.47
 total vat: \$ 0.00
 total: \$ 9.89
 allocation description:
 allocation detail description:
 total allocation: \$ 9.89

05/16/2011 05/13/2011 PARKWAY EXPRESS \$ 58.00
 xxxxxx0000000640 NEWINGTON, VIRGINIA 221220000 US \$ 58.00
 24129421134100005697033 5542 \$ 58.00
 1001 FUEL DISPENSER, AUTOMATED 0
 \$ 0.00 N/A N/A
 09490450001VPRYC00
 0007356

line item	item detail description	discount	total tax	total vat	total
GENERAL TRANSACTION		\$ 0.00	\$ 0.00	\$ 0.00	\$ 58.00
allocation description	total allocation				
allocation detail description	\$ 58.00				

05/16/2011 05/15/2011 TA #142 RICHMOND VA \$ 57.58
 card acct xxxxxx0000000640 ASHLAND, VIRGINIA 230050000 US org amt \$ 57.58
 acct num 24427331135720003924029 5542 settlement \$ 57.58
 tax code 1001 FUEL DISPENSER, AUTOMATED com rate 0
 tax amt \$ 0.00 supplied by N/A com date N/A
 tid 00851899142VPRY700
 0042334

line item	item detail description	discount	total tax	total vat	total
GENERAL TRANSACTION		\$ 0.00	\$ 0.00	\$ 0.00	\$ 57.58
allocation description	total allocation				
allocation detail description	\$ 57.58				

--End of Statement--

Cardholder Statement

Cardholder Account Number
 Product Type TRAVEL - Individually Billed Statement Period 04/12/2011 - 05/11/2011
 Default MAC Statement Status New

Previous Balance	\$ 239.20	Total Payments	\$ 0.00	Total Amount Due	\$ 403.63
Purchases	\$ 164.43	Previous Disputes	N/A	Current Disputes	N/A
Other Debits	\$ 0.00	Other Credits	\$ 0.00	Statement Total	\$ 164.43
				Tax Total	\$ 3.06

post date	tran date	last alloc date time	merchant	amount	status	ti
04/15/2011	04/14/2011		7-ELEVEN	\$ 24.98		

bill acct	xxxxxx000000640	merch addr	ARLINGTON, VIRGINIA 222040000 US	orig amt	\$ 24.98
ref num	24299101104009967973928	MCC	5542	settlement	\$ 24.98
tran code	1001	MCC description	FUEL DISPENSER, AUTOMATED	conv rate	0
tax amt	\$ 0.00	supplied by	N/A	conv date	N/A
YDI	00000000000000000	TDD			

line item	item detail description	discount	total tax	total vat	total
NON-FUEL		N/A	N/A	N/A	N/A
FUEL 01		\$ 0.00	\$ 0.00	\$ 0.00	\$ 24.98

allocation description	total allocation
allocation detail description	\$ 24.98

post date	tran date	merchant	amount
05/02/2011	05/01/2011	UPPY'S	\$ 52.38

bill acct	xxxxxx000000640	merch addr	RICHMOND, VIRGINIA 232200000 US	orig amt	\$ 52.38
ref num	24122541121740121840319	MCC	5542	settlement	\$ 52.38
tran code	1001	MCC description	FUEL DISPENSER, AUTOMATED	conv rate	0
tax amt	\$ 2.49	supplied by	Merchant	conv date	N/A
YDI	12184031	TDD			

line item	item detail description	discount	total tax	total vat	total
GENERAL TRANSACTION		\$ 0.00	\$ 2.49	\$ 0.00	\$ 52.38

allocation description	total allocation
allocation detail description	\$ 52.38

post date	tran date	merchant	amount
05/09/2011	05/07/2011	SHEETZ	\$ 39.99

bill acct	xxxxxx000000640	merch addr	LOCUST GROVE, VIRGINIA 225080000 US	orig amt	\$ 39.99
ref num	24164071128498489463162	MCC	5542	settlement	\$ 39.99
tran code	1001	MCC description	FUEL DISPENSER, AUTOMATED	conv rate	0
tax amt	\$ 0.00	supplied by	N/A	conv date	N/A
YDI	00000000000000000	TDD			

line item	item detail description	discount	total tax	total vat	total
NON-FUEL		N/A	N/A	N/A	N/A
FUEL 02		\$ 0.00	\$ 0.00	\$ 0.00	\$ 39.99

allocation description	total allocation
allocation detail description	\$ 39.99

Cardholder Statement

Cardholder: TRAVEL - Individually Billed
 Product Type: TRAVEL - Individually Billed
 Account Number: [REDACTED]
 Statement: Period: 03/12/2011 - 04/11/2011
 Default MAC: [REDACTED]
 Statement Status: New

Previous Balance	\$ 0.00	Total Payments	\$ 0.00	Total Amount Due	\$ 239.20
Purchases	\$ 239.20	Previous Disputes	N/A	Current Disputes	N/A
Other Debits	\$ 0.00	Other Credits	\$ 0.00	Statement Total	\$ 239.20
				Tax Total	\$ 0.00

post date: 03/29/2011
 tran date: 03/28/2011
 last alloc date: [REDACTED]
 time: [REDACTED]
 merchant: HERTZ RENT-A-CAR
 amount: \$ 66.70
 status: [REDACTED]

bill acct: xxxxxx0000000640
 ref num: 24275301067753169955275
 tran code: 1001
 tax amt: \$ 0.00
 TDI: 169955273
 note: [REDACTED]

merch addr: WASHINGTON, DISTRICT OF COLUMBIA
 200010000 US
 MCC: 3357
 MCC description: CAR RENTALS
 supplied by: N/A

orig amt: \$ 66.70
 settlement: \$ 66.70
 conv rate: 0
 conv date: N/A

line item	item detail description	discount	total tax	total vat	total
CAR RENTAL		\$ 0.00	\$ 0.00	\$ 0.00	\$ 66.70

allocation description: [REDACTED]
 allocation detail description: [REDACTED]
 total allocation: \$ 66.70

04/06/2011 04/04/2011 7-ELEVEN \$ 69.66

bill acct: xxxxxx0000000640
 ref num: 24299101095009531169970
 tran code: 1001
 tax amt: \$ 0.00
 TDI: 000000000000000000
 note: [REDACTED]

merch addr: ARLINGTON, VIRGINIA 222040000 US
 MCC: 5542
 MCC description: FUEL DISPENSER, AUTOMATED
 supplied by: N/A

orig amt: \$ 69.66
 settlement: \$ 69.66
 conv rate: 0
 conv date: N/A

line item	item detail description	discount	total tax	total vat	total
NON-FUEL FUEL 02		N/A \$ 0.00	N/A \$ 0.00	N/A \$ 0.00	N/A \$ 69.66

allocation description: [REDACTED]
 allocation detail description: [REDACTED]
 total allocation: \$ 69.66

04/08/2011 04/06/2011 7-ELEVEN \$ 57.80

bill acct: xxxxxx0000000640
 ref num: 24299101097009629656647
 tran code: 1001
 tax amt: \$ 0.00
 TDI: 000000000000000000
 note: [REDACTED]

merch addr: ARLINGTON, VIRGINIA 222040000 US
 MCC: 5542
 MCC description: FUEL DISPENSER, AUTOMATED
 supplied by: N/A

orig amt: \$ 57.80
 settlement: \$ 57.80
 conv rate: 0
 conv date: N/A

line item	item detail description	discount	total tax	total vat	total
NON-FUEL FUEL 01		N/A \$ 0.00	N/A \$ 0.00	N/A \$ 0.00	N/A \$ 57.80

allocation description: [REDACTED]
 allocation detail description: [REDACTED]
 total allocation: \$ 57.80

04/11/2011	04/09/2011	AAFES MYE MCNAIR GAS PUM	\$	45.04	
xxxxxx0000000640		WASHINGTON, DISTRICT OF COLUMBIA			\$ 45.04
24138291099328099476217		203190006 US			\$ 45.04
1001		5542			0
\$ 0.00		FUEL DISPENSER, AUTOMATED			N/A
09947621		N/A			

0

line item	item detail description	discount	total tax	total vat	total
GENERAL TRANSACTION		\$ 0.00	\$ 0.00	\$ 0.00	\$ 45.04
allocation description	total allocation				
allocation detail description	\$ 45.04				

--End of Statement--